

# Order

Michigan Supreme Court  
Lansing, Michigan

May 23, 2012

Robert P. Young, Jr.,  
Chief Justice

144166

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

TOWNSHIP OF ELBA,  
Plaintiff-Appellee,

and

DAVID L. OSBORN, individually and as  
Trustee of the Osborn Trust, MARK  
CRUMBAUGH, CLOYD CORDRAY and  
RITA CORDRAY,  
Intervening Plaintiffs-Appellees,

v

SC: 144166  
COA: 303211  
Gratiot CC: 10-011569-CZ

GRATIOT COUNTY DRAIN COMMISSIONER,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the October 18, 2011 judgment of the Court of Appeals is considered, and it is GRANTED. The parties shall include among the issues to be briefed whether, as the Court of Appeals concluded, “[w]ithout the requisite number of signatures attached to the #180-0 Drain petition, the Drain Commissioner had no authority or jurisdiction to act on the petition, and the proceedings establishing the No. 181 Consolidated Drainage District are void,” thus authorizing the circuit court to exercise equitable jurisdiction.

The Michigan Association of County Drain Commissioners is invited to file a brief amicus curiae. Other persons or groups interested in the determination of the issues presented in this case may move the Court for permission to file briefs amicus curiae.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

May 23, 2012

*Corbin R. Davis*

Clerk